

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

United States of America,

Court File No.: 10-2275 (PAM/JSM)

Plaintiff,

vs.

ORDER

Xcel Energy, Inc., Northern States Power
Minnesota, & Xcel Energy Services, Inc.,

Defendants.

This joint motion is before the Court on the parties' Stipulation and Motion to Consolidate the Preliminary Injunction Hearing and Briefing. Based on all the files, records and proceedings, **IT IS HEREBY ORDERED** that Plaintiff's Motion for Preliminary Injunction [Clerk Doc. No. 6] and Defendants' Motion to Dismiss [Clerk Doc. No. 13] shall be consolidated for a single hearing on September 2, 2010 at 9:30 a.m. The July 21, 2010 hearing is stricken from the Court's calendar.

The briefing schedule is as follows:

(a) July 22, 2010: Defendants' consolidated brief in opposition to plaintiff's motion for preliminary injunction and in support of the motion to dismiss, which shall not exceed 17,000 words, as determined pursuant to LR 7.1(d);

(b) August 2, 2010: Plaintiff's consolidated brief in opposition to the motion to dismiss and reply on the motion for preliminary injunction, which shall not exceed 17,000 words, as determined pursuant to LR 7.1(d);; and

August 16, 2010: Defendants' reply on the motion to dismiss, which shall not exceed 8,500 words, as determined pursuant to LR 7.1(d).

Dated: July 20, 2010

s/Paul A. Magnuson

Paul A. Magnuson

United States District Court Judge